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January 28, 2010

VIA ECF

Magistrate Judge Lois Bloom  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Agiwal v. HSBC Mortgage Corp., *et al.*  
09 CV 4795 (CBA) (LB)

Your Honor:

We write in follow up to the letter we submitted to Your Honor yesterday. We learned today that the Marshals Service has in fact served our client, HSBC Mortgage Corporation (USA) Inc. ("HSBC"), with a request for waiver of service under FRCP 4(d). HSBC received the papers by mail on January 21, 2010.

Respectfully submitted,

/s/ Allan S. Bloom

Allan S. Bloom  
of PAUL, HASTINGS, JANOFSKY & WALKER LLP

cc: Mr. Baijnath Agiwal (via UPS overnight delivery)  
Plaintiff *Pro Se*

LEGAL\_US\_E # 86688897.2

To further confuse matters,  
counsel was misinformed that  
the USMS served under FRCP 4(d)  
and the waiver of service provision  
applies. The USMS serves the summons  
and complaint by mail under  
New York Law. Therefore, defendant  
shall respond within ~~20 days~~  
1/29/10. Signed by Judge Lois Bloom/